

MAY 07 2003

/30 based on PTO/SB/30 (08-00)

PATENT & TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/497,993
Filing Date	February 4, 2000
Examiner Name	A. Tugbang #14/RCE RCD
First Named Inventor	Bradley Paul BARBER
Group Art Unit	3729 05/13/03
Attorney Docket Number	37310-000132/US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☒ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☒ Other Notice of Appeal filed April 30, 2003.
- b. Enclosed
- i. ☒ Preliminary Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0750.
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other Any deficiency for a fee required under 37 CFR 1.16 or 1.17.
- b. ☒ Check in the amount of \$ 750.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Gary D. Yacura	Registration No. (Attorney/Agent)	35,416
Signature	<i>[Signature]</i> #46,175	Date	May 7, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Name (Print /Type)			
Signature		Date	

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BOX AF
Response under 37CFR 1.114
Expedited Handling procedure
Examining Group 3729
PATENT
37310-000132/US

920513/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: BARBER et al.

Conf. No.: 8152

Serial No.: 09/497,998 ✓

Group: 3729

Filed: February 4, 2000

Examiner: A. Tugbang

For: METHOD OF ISOLATION FOR ACOUSTIC RESONATOR DEVICES

Suppl
~~PRELIMINARY~~ AMENDMENT UNDER 37 C.F.R. §1.114

Assistant Commissioner for Patents
Washington, DC 20231

May 7, 2003

Sir:

In reply to the Office Action of December 31, 2002, a Notice of Appeal having been filed April 30, 2003 to maintain the application pending, the following preliminary amendments and remarks are respectfully submitted in connection with the above-identified application.

- Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this paper.
- Remarks/Arguments begin on page 5 of this paper.

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